

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF MAINE**

**SHAER SHOE CORPORATION,**  
**ET AL.,**

**PLAINTIFFS**

**v.**

**PAYLESS SHOESOURCE, INC.,**

**DEFENDANT**

**CIVIL No. 00-372-P-H**

**TEMPORARY RESTRAINING ORDER**

[Issued with Notice and after Nonevidentiary Hearing]

For reasons I stated in detail on the record at a hearing on Friday afternoon, May 11, 2001, the defendant Payless ShoeSource, Inc. is hereby **RESTRAINED** until May 25, 2001, from altering the *status quo* as of Friday, May 11, 2001, in its relationship with the plaintiffs Shaer Shoe Corporation and Colortec, Inc. That is to say, the defendant shall continue to acquire through Shaer Shoe and have Colortec dye the same lines of shoes as were then still assigned to Shaer Shoe and/or Colortec. During that time, moreover, the defendant shall not attempt to obtain as a customer any person or entity that is currently a customer of Shaer Shoe and/or Colortec.

This Order shall issue only upon the plaintiffs' posting of a \$10,000 bond for the payment of such costs and damages as may be incurred or suffered by the defendant if it is found ultimately to have been wrongfully enjoined or restrained.

Because the necessary discovery for an evidentiary hearing on the pending motion for preliminary injunction cannot be completed within that time, the Order is hereby subjected to one 10-day extension upon the plaintiffs' posting of an additional \$10,000 bond. An evidentiary hearing on the pending Motion for Preliminary Injunction has been scheduled for June 4-5, 2001.

This Order binds those persons and entities enumerated in Fed. R. Civ. P. 65(d).

**So ORDERED.**

**DATED THIS 15TH DAY OF MAY, 2001.**

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**D. BROCK HORNBY**  
**UNITED STATES CHIEF DISTRICT JUDGE**